

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	Criminal No. 05-30017-MAP
	)	
	)	
v.	)	
	)	
CARLOS MARRERO,	)	
Defendant.	)	

GOVERNMENT'S FOURTH MOTION FOR ENTRY  
OF AN ORDER OF EXCLUDABLE DELAY

Now comes the United States, by its undersigned attorneys, and hereby moves that the Court enter an Order of Excludable Delay from March 5, 2007 through June 4, 2007 pursuant to 18 U.S.C. §3161(h)(8)(A). The government relies on the following in support thereof.

On April 19, 2006, Attorney Linda Thompson filed a Motion to Withdraw as counsel for the defendant which was allowed by this Court on April 28, 2006. Prior to Attorney Thompson's Motion to Withdraw, beginning on March 4, 2006, the defendant and his attorney were reviewing discovery and otherwise attempting to determine whether the case was going to be a trial.

The Court appointed the Federal Defender's Office and the defendant is now represented by Attorney Timothy Watkins. Attorney Watkins is the fourth attorney to represent the defendant in this case. Attorney Watkins requested time within which to review discovery and determine whether the case will require a trial. At the May 15, 2006, Status Conference the

Court set another Status Conference for June 16, 2006. The Status Conference was twice postponed at the defendant's request, first to July 25, 2006 then to September 8, 2006.

During the September 8, 2006, Status Conference the defendant requested another Status Conference in eight weeks for reasons set forth during a sealed hearing. The Status Conference was rescheduled for November 8, 2006. At the Status Conference the defendant requested another Status Conference on January 16, 2007 and a trial date of March 5, 2007 for the reasons set forth during the sealed conference.

During the January 16, 2007, the defendant requested a continuance of the March 5, 2007, trial date for the reasons set forth at a sealed side bar conference. The Court then continued the trial date to June 4, 2007.

Therefore, the government moves that the Court exclude the time between March 5, 2007 and June 4, 2007, from the speedy trial time period pursuant to 18 U.S.C. §3161(h)(8)(A). The exclusion of this time from the Speedy Trial time period is in

the interests of justice. The defendant assents to this motion.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By:

/s/ Todd E. Newhouse  
TODD E. NEWHOUSE  
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

Hampden, ss.

Springfield, Massachusetts  
January 16, 2007

I, Todd E. Newhouse, Assistant U.S. Attorney, do hereby  
certify that I have served, by EFC, a copy of the foregoing, to  
all counsel of record.

/s/ Todd E. Newhouse\_\_\_\_\_  
TODD E. NEWHOUSE  
Assistant U.S. Attorney